IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

AS.No. 432 of 2000(B)

OS.180/1994 of SUB COURT, CHERTHALA

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APPELLANT/DEFENDANT:

K.C.VELAYUDHAN, SON OF CHENNI, RESIDING AT THARAYILAYA KUZHIPPALLIL, VAYALAR EAST VILLAGE, UZHUVA MURI, CHERTHALA TALUK, ALAPPUZHA DT.

BY ADV. SRI.V.N.SANKARJEE
SRI.V.N.MADHUSUDANAN

RESPONDENT/PLAINTIFF:

KRISHNAN PADMANABHAN, PLAVUNKAL, THURAVOOR SOUTH VILLAGE, CHERTHALA TALUK, ALAPPUZHA DT.

BY ADV. SRI.J.OM PRAKASH

THIS APPEAL SUITS HAVING BEEN FINALLY HEARD ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO.4003/2000 IN AS NO.432/2000

DISMISSED

6/12/2007 Sd/-K.PADMANABHAN NAIR, JUDGE

//TRUE COPY//

K. PADMANABHAN NAIR, J.

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A.S. NO. 432 OF 2000

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Dated this the 6th day of December, 2007

J U D G M E N T

When the case is taken up for hearing, learned counsel for the appellant submitted that the matter has been settled out court and the appellant judgment debtor had paid the entire amount due to the respondent decree holder. It is also stated that the decree holder had filed a petition before the trial court stating that the attachment made before judgment in the case may be set aside and the matter may be communicated to the Sub Registrar's office, Cherthala.

2. In view of the fact that the matter has been settled between the parties out of court and the decree passed in this case is satisfied, it is not necessary to prosecute the appeal further. The compromise entered into between the parties is recorded. Appeal is disposed of as settled out of court. Office is directed to refund one half of the court fee paid to the counsel for the appellant. The Records of O.S. No.180 of 1994, if any, received shall be returned forthwith.

Civil Miscellaneous Petition No.4003 of 2000 shall stand dismissed.

K. PADMANABHAN NAIR, JUDGE.

vsv

K. PADMANABHAN NAIR, J.

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A.S. NO. 432 OF 2000

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J U D G M E N T

6TH DECEMBER, 2007